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8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 STEVEN WAYNE BONILLA,

12 Plaintiff,

13 v.

14 DANA WALTON,

15 Defendant.  
16

No. 2:18-cv-1200-EFB P

ORDER

17 Plaintiff is a state prisoner proceeding without counsel in an action brought under 42  
18 U.S.C. § 1983. Plaintiff has not filed an application to proceed in forma pauperis pursuant to 28  
19 U.S.C. § 1915 or paid the filing fee for this action.


20 The federal venue statute provides that a civil action “may be brought in (1) a judicial  
21 district in which any defendant resides, if all defendants are residents of the State in which the  
22 district is located, (2) a judicial district in which a substantial part of the events or omissions  
23 giving rise to the claim occurred, or a substantial part of property that is the subject of the action  
24 is situated, or (3) if there is no district in which an action may otherwise be brought as provided in  
25 this action, any judicial district in which any defendant is subject to the court’s personal  
26 jurisdiction with respect to such action.” 28 U.S.C. § 1391(b).

27 In this case, the sole defendant – Judge Dana Walton of the Mariposa County Superior  
28 Court – is located in the Fresno division of this district. However, it is evident from the

1 complaint and its attachments that plaintiff is attempting to challenge the judgment of conviction  
2 imposed upon him by the Alameda County Superior Court, which lies in the Northern District of  
3 California. Therefore, the court finds that the convenience of the parties and witnesses and the  
4 interests of justice are better served by transferring this action to the United States District Court  
5 for the Northern District of California.

6 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United  
7 States District Court for the Northern District of California. *See* 28 U.S.C. § 1404(a).

8 Dated: May 30, 2018.

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10 EDMUND F. BRENNAN  
11 UNITED STATES MAGISTRATE JUDGE  
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